

## RESPONSE TO RESTRICTION REQUIREMENT

In response to the restriction requirement which the Examiner imposed, Applicants elect without traverse to prosecute the Group II claims *e.g.*, claims 13-24. With respect to the species election, Applicants elect an insecticidal transgene, an insecticide and a chloronicotinyl insecticide. All of the elected claims read on the elected species of insecticidal transgene and an insecticide. All of the elected claims other than claims 19 and 22 read on the elected species of a chloronicotinyl insecticide.

The Examiner is invited to contact the undersigned attorney at (512) 536-3085 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,

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